

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
Western Division

THE PROCTER & GAMBLE COMPANY,

Plaintiff,

v.

THE COCA-COLA COMPANY,

Defendant.

)
)
) CIVIL ACTION NO. C-1-02-393
)
)

) Hon. Walter Herbert Rice

) Hon. Sharon L. Ovington (Magistrate)
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)
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**JOINT MOTION AND
PROPOSED SCHEDULING ORDER**

Plaintiff The Procter & Gamble Company and Defendant The Coca-Cola Company hereby respectfully submit the following proposed Scheduling Order for the Court's consideration and review. The following new schedule is being advanced in view of the recent rescheduling of the claim construction hearing from February 19, 2004 to April 7, 2004.

Hearing on claim construction

Wednesday
April 7, 2004

Primary Damages Expert reports due

Friday
May 7, 2004

Rebuttal Damages Expert reports due

Friday
June 4, 2004

Damages Expert Discovery Cut-off

Friday
July 2, 2004

Dispositive motions due

Tuesday
July 27, 2004

Deadline for disclosure of witnesses
pursuant to Fed. R. Civ. P. 26(a)(3)(A)

Thursday
September 2, 2004

Responses to Requests For Admissions due

Thursday
September 9, 2004

Joint Final Pretrial Order by parties to be
filed no later than

Friday
October 1, 2004

Trial exhibits to be exchanged by

Friday
October 15, 2004

Final Pretrial Conference

Thursday
October 28, 2004

Trial

Monday
November 8, 2004

Pursuant to Local Rule 7.3, the parties certify that they have conferred regarding this
Motion and have agreed to the relief requested herein.

Respectfully submitted,

Attorneys for the Plaintiff
The Procter & Gamble Company

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The Coca-Cola Company

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Dated: March 16, 2004

Date: _____

FOR THE COURT:
